

EXHIBIT 2

Deposition of Jeffrey Vijungco

In Re: HIGH-TECH EMPLOYEE ANTITRUST LITIGATION

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UNITED STATES DISTRICT COURT

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NORTHERN DISTRICT OF CALIFORNIA

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SAN JOSE DIVISION

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IN RE: HIGH-TECH EMPLOYEE)

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ANTITRUST LITIGATION)

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) No. 11-CV-2509-LHK

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THIS DOCUMENT RELATES TO:)

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ALL ACTIONS.)

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CONFIDENTIAL - ATTORNEYS' EYES ONLY

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VIDEO DEPOSITION OF JEFFREY VIJUNGO

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October 5, 2012

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REPORTED BY: GINA V. CARBONE, CSR NO. 8249, RPR, CCRR

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Deposition of Jeffrey Vijungco

In Re: HIGH-TECH EMPLOYEE ANTITRUST LITIGATION

09:55:37 1 were signed by the judge in this case?

09:55:40 2 A. I've signed -- I don't know who the judge is,
09:55:42 3 but yes, I believe so.

09:55:45 4 Q. Have you read any of the deposition transcripts
09:55:48 5 in this case?

09:55:49 6 A. No.

09:55:50 7 Q. When did you first learn about this lawsuit?

09:55:56 8 A. I don't recall exactly in the past. A year or
09:56:03 9 so. I'm not sure.

09:56:05 10 Q. Well, did a lawyer tell you about it?

09:56:07 11 MR. KIERNAN: Objection. Instructing the
09:56:09 12 witness not to answer any communications that he's had
09:56:11 13 with counsel.

09:56:14 14 MR. SAVERI: Q. Let me ask you a better
09:56:15 15 question. Did you read about this lawsuit in the
09:56:19 16 newspaper or on the Internet or in some press
09:56:24 17 coverage of the lawsuit?

09:56:25 18 A. I think everyone has seen a press release about
09:56:28 19 it in the valley, yes.

09:56:32 20 Q. Now, after you heard about it, did you speak
09:56:34 21 with anybody at Adobe about the lawsuit?

09:56:37 22 A. No.

09:56:39 23 Q. Have you ever spoken to anybody at Adobe about
09:56:41 24 the lawsuit?

09:56:42 25 A. No.

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09:56:46 1 Q. Does your boss know where you are today?

09:56:49 2 A. No.

09:56:50 3 Q. Okay. Have you spoken to anyone besides

09:57:03 4 Adobe's lawyers about this case?

09:57:04 5 A. No.

09:57:06 6 Q. Now, at some point in time, did you become

09:57:12 7 aware that the United States Government, in particular

09:57:15 8 the Department of Justice, was investigating Adobe's

09:57:20 9 recruiting practices?

09:57:22 10 A. Yes.

09:57:23 11 Q. And when did you learn of that?

09:57:27 12 A. I don't recall exactly when. But as you

09:57:29 13 mentioned earlier, as far as press, I mean, that's kind

09:57:33 14 of my recollection of it, as of most recent. The

09:57:38 15 San Jose Mercury Times or online, some article.

09:57:51 16 Q. Were you asked to provide any information to

09:58:00 17 the United States Government, and in particular the

09:58:04 18 Department of Justice, with respect to their

09:58:05 19 investigation of Adobe's hiring practices?

09:58:09 20 A. I was asked to provide information, instructed

09:58:14 21 by, you know, my legal counsel as far as providing

09:58:17 22 whatever --

09:58:18 23 MR. KIERNAN: And I'm going to instruct the

09:58:19 24 witness not to disclose any communications that you've

09:58:21 25 had with counsel.

09:58:25 1 MR. SAVERI: Q. Have you ever spoken with
09:58:28 2 anybody at the DOJ about Adobe's hiring practices?
09:58:36 3 A. No. Not that I recall.
09:58:37 4 Q. Now, are you aware that Adobe submitted a white
09:58:39 5 paper to the Department of Justice in connection with
09:58:42 6 the Department of Justice's investigation of Adobe's
09:58:46 7 business practices?
09:58:47 8 A. I don't know what a white paper is related to
09:58:50 9 that.
09:58:50 10 Q. So I take it then that you've never reviewed
09:58:52 11 Adobe's white paper submitted to the Department of
09:58:54 12 Justice. Is that correct?
09:58:56 13 A. I don't recall what that is.
09:58:57 14 Q. Okay. Now, are you aware that Adobe resolved
09:59:08 15 the claims raised by the United States Department of
09:59:12 16 Justice against Adobe with respect to its hiring
09:59:16 17 practices?
09:59:17 18 A. I believe so. I don't know what "resolved"
09:59:20 19 means.
09:59:21 20 Q. Well, do you know that Adobe entered into an
09:59:25 21 agreement with the Department of Justice that provided,
09:59:28 22 among other things, that Adobe would change its business
09:59:32 23 practices with respect to its hiring or recruiting?
09:59:36 24 A. I believe so. Around -- yes.
09:59:40 25 Q. And how did you learn about that?

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04:11:36 1 [REDACTED]

04:11:39 2 [REDACTED]

04:11:42 3 [REDACTED]

04:11:46 4 [REDACTED]

04:11:50 5 [REDACTED] [REDACTED]

04:11:55 6 [REDACTED]

04:11:56 7 [REDACTED]

04:12:00 8 [REDACTED]

04:12:05 9 [REDACTED]

04:12:05 10 [REDACTED]

04:12:08 11 [REDACTED]

04:12:08 12 [REDACTED] [REDACTED]

04:12:12 13 [REDACTED] [REDACTED]

04:12:14 14 [REDACTED]

04:12:17 15 [REDACTED]

04:12:20 16 [REDACTED]

04:12:25 17 [REDACTED]

04:12:27 18 [REDACTED]

04:12:32 19 [REDACTED]

04:12:37 20 [REDACTED]

04:12:40 21 [REDACTED]

04:12:46 22 [REDACTED]

04:12:49 23 [REDACTED]

04:12:52 24 [REDACTED] [REDACTED]

04:12:55 25 [REDACTED] [REDACTED]

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In Re: HIGH-TECH EMPLOYEE ANTITRUST LITIGATION

04:12:57 1 [REDACTED]

04:12:59 2 [REDACTED]

04:13:03 3 [REDACTED]

04:13:04 4 [REDACTED]

04:13:04 5 [REDACTED]

04:13:06 6 [REDACTED]

04:13:09 7 [REDACTED]

04:13:14 8 [REDACTED]

04:13:16 9 [REDACTED]

04:13:20 10 [REDACTED]

04:13:25 11 [REDACTED]

04:13:29 12 [REDACTED]

04:13:31 13 [REDACTED]

04:13:35 14 [REDACTED]

04:13:37 15 [REDACTED]

04:13:39 16 [REDACTED]

04:13:45 17 [REDACTED]

04:13:51 18 [REDACTED]

04:13:53 19 [REDACTED]

04:13:55 20 [REDACTED]

04:14:01 21 [REDACTED]

04:14:03 22 [REDACTED]

04:14:06 23 [REDACTED]

04:14:14 24 [REDACTED]

04:14:18 25 [REDACTED]

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In Re: HIGH-TECH EMPLOYEE ANTITRUST LITIGATION

04:14:21	1	[REDACTED]
04:14:24	2	[REDACTED]
04:14:30	3	[REDACTED]
04:14:32	4	[REDACTED]
04:14:34	5	[REDACTED]
04:14:36	6	[REDACTED]
04:14:39	7	[REDACTED]
04:14:41	8	[REDACTED]
04:14:47	9	[REDACTED]
04:14:53	10	[REDACTED]
04:14:57	11	[REDACTED]
04:14:57	12	[REDACTED]
04:15:02	13	[REDACTED]
04:15:08	14	[REDACTED]
04:15:12	15	[REDACTED]
04:15:13	16	[REDACTED]
04:15:17	17	[REDACTED]
04:15:19	18	[REDACTED]
04:15:19	19	[REDACTED]
04:15:23	20	[REDACTED]
04:15:26	21	[REDACTED]
04:15:27	22	[REDACTED]
04:15:32	23	[REDACTED]
04:15:33	24	[REDACTED]
04:15:37	25	[REDACTED]

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04:15:39	1	[REDACTED]
04:15:45	2	[REDACTED] [REDACTED]
04:15:49	3	[REDACTED] [REDACTED]
04:15:51	4	[REDACTED] [REDACTED]
04:15:51	5	[REDACTED] [REDACTED]
04:15:53	6	[REDACTED] [REDACTED] [REDACTED]
04:15:54	7	[REDACTED] [REDACTED]
04:15:55	8	[REDACTED] [REDACTED] [REDACTED]
04:16:04	9	[REDACTED] [REDACTED]
04:16:08	10	[REDACTED] [REDACTED]
04:16:10	11	[REDACTED]
04:16:12	12	[REDACTED] [REDACTED]
04:16:14	13	[REDACTED] [REDACTED]
04:16:18	14	[REDACTED] [REDACTED]
04:16:20	15	[REDACTED] [REDACTED]
04:16:24	16	[REDACTED]
04:16:29	17	[REDACTED]
04:16:36	18	[REDACTED] [REDACTED]
04:16:39	19	[REDACTED]
04:16:42	20	[REDACTED] [REDACTED]
04:16:44	21	[REDACTED]
04:16:51	22	[REDACTED] [REDACTED]
04:16:55	23	[REDACTED] [REDACTED]
04:17:02	24	[REDACTED]
04:17:04	25	[REDACTED] [REDACTED]

1 I, Gina V. Carbone, Certified Shorthand
2 Reporter licensed in the State of California, License
3 No. 8249, hereby certify that the deponent was by me
4 first duly sworn and the foregoing testimony was
5 reported by me and was thereafter transcribed with
6 computer-aided transcription; that the foregoing is a
7 full, complete, and true record of said proceedings.

8 I further certify that I am not of counsel or
9 attorney for either of any of the parties in the
10 foregoing proceeding and caption named or in any way
11 interested in the outcome of the cause in said caption.

12 The dismantling, unsealing, or unbinding of
13 the original transcript will render the reporter's
14 certificates null and void.

15 In witness whereof, I have hereunto set my
16 hand this day: October 11, 2012.

17 X Reading and Signing was requested.

18 Reading and Signing was waived.

19 Reading and signing was not requested.

20

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GINA V. CARBONE

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CSR 8249, RPR, CCRR

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